

**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**

**IN RE: "THREE CUPS OF TEA"  
LITIGATION**

MDL No. 2278

**ORDER DEEMING MOTION MOOT**

Before the Panel is a motion by defendant Penguin Group (USA) Inc. seeking centralization, pursuant to 28 U.S.C. § 1407, of the actions on the attached schedule in the Southern District of New York, for coordinated or consolidated pretrial proceedings. The Panel has now been advised that plaintiff in the listed Northern District of Illinois action filed a notice of voluntary dismissal on July 1, 2011, thus depriving this litigation of its multidistrict character.

IT IS THEREFORE ORDERED that the motion for transfer under 28 U.S.C. § 1407 is DEEMED MOOT.

FOR THE PANEL:



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Jeffery N. Lüthi  
Clerk of the Panel

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**SCHEDULE A**

Northern District of Illinois

Netter v. Mortenson, et al. C.A. No. 1:11-03915

District of Montana

Reinhart, et al. v. Mortenson, et al., C.A. No. 9:11-00072